

Section 2a of the Retailers' Occupation Tax Act requires that Illinois retailers obtain certificates of registration from the Department. See 35 ILCS 120/2a (This is a GIL.)

January 4, 1999

Dear Mr. Xxxxx:

This letter is in response to your undated letter that we received on October 5, 1998. The nature of your letter and the information you have provided require that we respond with a General Information Letter which is designed to provide general information, is not a statement of Department policy and is not binding on the Department. See 86 Ill. Adm. Code 1200.120(b) and (c), enclosed.

In your letter, you have stated and made inquiry as follows:

We need to obtain a State Sales Tax ID#. We will be buying products from an Illinois manufacturer & redistributing these products throughout the United States. The transaction should be exempt from State sales tax for the manufacturer who is looking for our tax ID#. Thank you for your cooperation.

In general, persons who sell tangible personal property to Illinois customers for use or consumption are making retail sales and should be registered under the Retailers' Occupation Tax Act. Retailers incur Retailers' Occupation Tax upon gross receipts and must file sales tax returns with this Department. Sellers of tangible personal property for the purpose of resale, and not for use, should obtain resale certificates from customers that contain the information required by 86 Ill. Adm. Code 130.1405, enclosed.

If sellers of tangible personal property make no sales to end users in Illinois for use or consumption, they may be able to obtain resale numbers which would provide the wherewithal to supply required numbers to sellers in conjunction with Certificates of Resale.

Resale numbers are issued to persons who make no taxable sales in Illinois but who need the wherewithal to provide suppliers with Certificates of Resale when purchasing items which will be resold. Acquisition of a resale number for this purpose does not require the filing of tax returns with the Department. Further information on this can be obtained from the Department's Central Registration Division at (217) 785-3707.

I hope this information is helpful. The Department of Revenue maintains a Web site which can be accessed at www.revenue.state.il.us. If you have further questions related to the Illinois sales tax laws, please contact the Department's Taxpayer Information Division at (217) 782-3336.

If you are not under audit and you wish to obtain a binding Private Letter Ruling regarding your factual situation, please submit all of the information set out in items 1 through 8 of the enclosed copy of Section 1200.110(b).

Very truly yours,

Karl Betz
Associate Counsel

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